

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

HORIZON MEDICINES LLC and NUVO  
PHARMACEUTICALS (IRELAND)  
DESIGNATED ACTIVITY COMPANY,

Plaintiffs,

v.

LUPIN LTD. and LUPIN  
PHARMACEUTICALS INC.,

Defendants.

Civil Action No. 2:15-cv-03326-SRC-CLW

(consolidated for discovery purposes with:  
C.A. No. 2:16-cv-04918-SRC-CLW,  
C.A. No. 2:16-cv-09035-SRC-CLW,  
C.A. No. 2:15-cv-03327-SRC-CLW,  
C.A. No. 2:16-cv-04921-SRC-CLW,  
C.A. No. 2:15-cv-03324-SRC-CLW,  
C.A. No. 2:16-cv-04920-SRC-CLW)

**STIPULATION OF DISMISSAL**

1. Pursuant to Rules 41(a)(1) and 41(c) of the Federal Rules of Civil Procedure, Plaintiffs Horizon Medicines LLC and Nuvo Pharmaceuticals (Ireland) Designated Activity Company (together, "Plaintiffs") and Defendants Lupin Ltd. and Lupin Pharmaceuticals Inc. (together, "Lupin") (collectively, "Parties") hereby stipulate and agree that all claims, counterclaims and affirmative defenses asserted by the Parties against one another in the above-captioned action ("Action"), are hereby dismissed without prejudice, and without costs, disbursements, or attorneys' fees to any party.

2. The Court specifically retains jurisdiction over Plaintiffs and Lupin for the purpose of adjudicating any issues arising from the settlement of this Action.

3. Each Party is to bear its own costs and attorneys' fees.

IT IS on this 8 day of May, 2019:

**SO ORDERED:**

~~Hon. Stanley R. Chesler~~  
~~United States District Court Judge~~

*s/Karen A. Confoy*

Karen A. Confoy  
**FOX ROTHSCHILD LLP**  
Princeton Pike Corporate Center  
997 Lenox Drive  
Lawrenceville, NJ 08648  
609-844-3033  
kconfoy@foxrothschild.com

*Of Counsel:*

Sailesh K. Patel (admitted *pro hac vice*)  
Helen H. Ji (admitted *pro hac vice*)  
**SCHIFF HARDIN LLP**  
233 S. Wacker Dr., Suite 6600  
Chicago, IL 60606  
312-258-5500

Stephen J. Smith  
**SCHIFF HARDIN LLP**  
901 K Street NW, Suite 700  
Washington, DC 20001  
202-778-6400

*Attorneys for Defendants Lupin Ltd.  
and Lupin Pharmaceuticals, Inc.*

*s/John E. Flaherty*

John E. Flaherty  
Ravin R. Patel  
**McCARTER & ENGLISH, LLP**  
Four Gateway Center  
100 Mulberry Street  
Newark, New Jersey 07102  
973-622-4444

*Attorneys for Plaintiffs Horizon Pharma,  
Inc., Horizon Pharma USA, Inc. and Nuvo  
Pharmaceuticals (Ireland) Designated  
Activity Company*

Stephen M. Hash  
Jeffrey Gritton  
Samoneh Kadivar  
**BAKER BOTTS, LLP**  
98 Jacinto Boulevard, Suite 1500  
Austin, TX 98701-4078  
512-322-2587

*Of Counsel for Plaintiff Nuvo  
Pharmaceuticals (Ireland) Designated  
Activity Company*

Ellen A. Scordino  
**COOLEY LLP**  
500 Boylston Street  
Boston, MA 02116-3736  
617-937-2300

Jonathan G. Graves  
**COOLEY LLP**  
One Freedom Square  
Reston Town Center  
11951 Freedom Drive  
Reston, VA 20190-5656  
703-456-8000

Susan M. Krumplitsch  
Philip H. Mao  
**COOLEY LLP**  
3175 Hanover Street  
Palo Alto, CA 94304-1130  
650-843-5000

*Of Counsel for Plaintiff Horizon Pharma,  
Inc., Horizon Pharma USA, Inc.*